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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

GANG WANG,

Plaintiff,

v.

MICHAEL MUKASEY, Attorney General of
 the United States; MICHAEL CHERTOFF,
 Secretary of the Department of Homeland
 Security; EMILIO T. GONZALEZ, Director
 of the Citizenship and Immigration Services;
 ROBERT S. MUELLER, Director of the Federal
 Bureau of Investigations,

Defendants.

No. C 07-6266 RMW

**STIPULATION TO DISMISS; AND
~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled mandamus action without prejudice in light of the fact that the United States Citizenship and Immigration Services has scheduled Plaintiff for an interview on his application for naturalization and is prepared to adjudicate and schedule an oath ceremony on Plaintiff's application within 45 days of the interview, barring any disqualifying acts.

The parties also request that the Court vacate the hearing on the parties' cross motions for summary judgment scheduled for June 20, 2008.

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Stipulation to Dismiss
 C 07-6266 RMW

Each of the parties shall bear their own costs and fees.

Dated: May 12, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
ILA C. DEISS¹
Assistant United States Attorney
Attorneys for Defendants

Dated: May 13, 2008

/s/
TRICIA WANG
Attorney for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: 5/30/08

Ronald M. Whyte
RONALD M. WHYTE
United States District Judge

¹ I, Ila C. Deiss, hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/S/) within this e-filed document.